

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Allegation of violation of conduct rules against Sri A. Sai Prasad, formerly Assistant Secretary to Government, Y.A.T & C Department and presently Joint Secretary to Government (Retired) - Imposition of a punishment of 2 % cut in pension for a period of two (2) years under Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 - Orders – Issued.

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GENERAL ADMINISTRATION (SC.B) DEPARTMENT

G.O.Rt.No.2813

Dated:07-08-2014.

Read the following:-

- 1) G.O.Rt.No.4743, General Administration (SC.D) Department, dt:01.10.2009.
- 2) From Sri A. Sai Prasad, Written Statement of Defence, Dated:28.06.2012.
- 3) G.O.Rt.No.4257, General Administration (SC.D) Department, Dt:12.09.2012.
- 4) From Sri Lingaraj Panigrahi, IAS, Commissioner of Inquiries, D.O.Letter No.295/COI.LP/2012, Dt:14.05.2013.
- 5) Govt. Memo.No.548/SC.D/A1/2007-3, General Administration (SC.D) Department, Dt:30.07.2013.
- 6) From Sri A. Sai Prasad, representation Dt:22.08.2013.
- 7) Govt. Memo.No.548/SC.D/A1/2007-4, General Administration (SC.IFS) Department, Dt:26.10.2013.
- 8) From Sri A. Sai Prasad, representation Dt:14.11.2013.
- 9) Govt. Letter No.548/SC.D/A1/2007-05, General Administration (SC.IFS) Department, Dt:22.04.2014.
- 10) From the Secretary, Andhra Pradesh Public Service Commission, Hyderabad Letter No.772/RT/3/2014, Dt:08.07.2014.

ORDER:

In the reference 1st read above departmental proceedings were initiated against Sri A. Sai Prasad, formerly Assistant Secretary to Government, by framing the following Articles of Charges:-

- a) that, he failed to obtain prior permission from the competent authority to purchase and sale of immovable and movable properties mentioned in Annexure-II, in his name and in the names of his family members.
- b) that, he failed to submit his Annual Property Returns to the competent authority during the period from 1978 to 2007 and failed to maintain absolute integrity in violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O.)

- c) that, he failed to submit Proformae I to VI with regard to acquiring and disposed off immovable and movable properties throughout his service.
- d) that, he did not inform the Department about his wife indulging in private business.

Thus, Sri A. Sai Prasad, formerly Assistant Secretary to Government, Youth Advancement Tourism & Culture Department, now working as Deputy Secretary to Government, Social Welfare Department, by his above mentioned acts has exhibited lack of devotion to duty and conduct unbecoming of a Government Servant and there by contravened Rule 9(1)(2), (7)(8) & 10(1)(A) and 3(1)(2) of AP Civil Services (Conduct) Rules, 1964."

2. The Charged Officer submitted his written Statement of Defence in the reference 2nd read above. After examination of the matter, the case was entrusted to the Commissioner of Inquiry for detailed inquiry, vide reference 3rd read above. The Inquiry Officer submitted his report in the reference 4th read above, stating that the charges against the officer are held not proved. After examination of the Inquiry Officer's Report, Government disagreed with the findings of the Inquiry Officer and communicated the Inquiry Report to the Charged Officer along with a copy of Dissent Note of the Government to the Charged Officer for his representation on the findings of the Inquiring Authority and Dissent Note of the Government, if any, vide reference 5th read above.

3. The Charged Officer in his representation in reference 6th read above has submitted explanation requesting the Government to consider his explanation and drop further action against him. After examination of the matter, it is provisionally decided to impose a cut of 2% in pension for a period of two years on the charged Officer and accordingly, a show cause notice was issued to the Charged Officer for his representation, if any, vide reference 7th read above. The Charged Officer in his representation in reference 8th read above has inter-alia stated that the Government is not empowered to impose cut in pension and it not legally permissible and this attitude of punishing a retired employee for simple reason is not befitting to the model employer; and, requested to consider his explanation and drop further action by taking a lenient view for non-production of acknowledgements.

4. After examination of the representation of the Charged Officer, the Andhra Pradesh Public Service Commission has been consulted for their concurrence on the proposed provisional decision of the Government i.e., imposing the punishment of 2% cut in pension for a period of two years on Sri A. Sai Prasad, formerly Assistant Secretary to Government vide reference 9th read above. The Andhra Pradesh Public Service Commission has agreed with the proposal of the Government, vide reference 10th read above.

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5. Government after careful examination of the matter, hereby order to impose the punishment of 2% (two percent) cut in pension for a period of (2) two years on Sri A. Sai Prasad, formerly Assistant Secretary to Government and retired as Joint Secretary to Government, under Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980.

6. The General Administration (OP) Department shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

I.Y.R. KRISHNA RAO
CHIEF SECRETARY TO GOVERNMENT

To
Sri A. Sai Prasad, formerly Assistant Secretary to Government, Y.A.T & C Department (Now retired) through General Administration (OP) Department.
The General Administration (OP) Department.

Copy to:-

The Accountant General, A.P., Hyderabad.
The Pay and Accounts Officer, A.P., Hyderabad
The Y.A.T. & C. (OP) Department.
The Social Welfare (OP) Department.
The General Administration (SC.F) Department.
The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.
(No.772/RT/3/2014, Dt:08.07.2014)
The Secretary, A.P. Vigilance Commission, Hyderabad (31775/VC.B1/2007)
The P.S. to Prl. Secy. (Poll)/Addl. Secy (AIS)
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER (SC)